

Order 2003-9-10  
Served: September 18, 2003



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation  
on the 15<sup>th</sup> day of September, 2003

Essential Air Service at

**SCOTTSBLUFF, NEBRASKA**

under 49 U.S.C. 41731 *et seq.*

**Docket OST-2003-14535**

**ORDER EXTENDING SERVICE OBLIGATION**

**Summary**

By this order, the Department of Transportation extends the service obligation of Great Lakes Aviation, Ltd. (Great Lakes), at Scottsbluff, Nebraska, for an additional 30 days, through [October 20, 2003](#).<sup>1</sup>

**Background**

On February 19, 2003, Great Lakes filed a 90-day notice of its intent to suspend its unsubsidized service at Scottsbluff, effective May 20, 2003.<sup>2</sup> By Order 2003-5-3, May 1, 2003, the Department prohibited Great Lakes from suspending service beyond the end of its 90-day notice period, through June 20, 2003, and requested proposals, with subsidy if necessary, from carriers interested in providing replacement service. As required by 49 U.S.C. 41734, we have extended Great Lakes' service obligation for additional 30-day periods, the latest through [September 19, 2003](#), by Order [2003-8-14](#).

Although we have received proposals, this case will not be completed by the end of this hold-in period. Therefore, in accordance with 49 U.S.C. 41734(c), we will extend Great Lakes' service obligation at Scottsbluff for an additional 30 days, or until suitable replacement service actually begins, whichever occurs first.

This order is issued under authority assigned in 14 CFR 385.12(k)(5).

**ACCORDINGLY,**

1. We require Great Lakes Aviation, Ltd., to maintain essential air service at Scottsbluff, Nebraska, as specified in ordering paragraph two (2) of Order 2003-5-3, for an additional 30-day period through [October 20, 2003](#), or until suitable replacement service actually begins, whichever occurs first;<sup>3</sup>

<sup>1</sup> Since October 19<sup>th</sup> is a Sunday, this hold-in period will end on Monday, October 20<sup>th</sup>. (See 14 CFR 302.08.)

<sup>2</sup> While Great Lakes' notice was dated February 17<sup>th</sup>, we did not receive it until February 19<sup>th</sup>.

<sup>3</sup> In accordance with 49 U.S.C. 41734(c), we will extend Great Lakes' service obligation for successive 30-day periods, as necessary, until its proposed service actually begins.

2. We direct Great Lakes to retain all books, records, and other source and summary documentation to support subsidy claims for payment, and to preserve and maintain such documentation in a manner that readily permits its audit and examination by representatives of the Department. Such documentation shall be retained for seven years or until the Department indicates that the records may be destroyed. Copies of flight logs for aircraft sold or disposed of must be retained. The carrier may forfeit its compensation for any claim that is not supported under the terms of this order;
3. Docket OST-2003-14535, will remain open until further order of the Department; and
4. We will serve a copy of this order on the Mayor and Airport Manager of Scottsbluff, and Great Lakes Aviation.

Persons entitled to petition the Department for review of this order under the Department's Regulations, 14 CFR 385.50, must file such petitions within ten (10) days after the date of service of this order.

This order will be effective immediately, and the filing of a petition for review shall not preclude its effectiveness.

By:

**RANDALL D. BENNETT**  
Director  
Office of Aviation Analysis

(SEAL)

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<http://dms.dot.gov>*